POLICE HEAD SCORED BY JUDGE WHEN TWO GRAND JURIES CLASH

"Condition of Force Needs Immediate Breach of Promise Claim Made Reformation," Says One Body-"Criticism Is Unwarranted," Says the Other.

Two Grand Juries in the Court of General Sessions made conflicting presentments on police conditions to Judge Rosalsky to-day. One Grand Jury reported that the police situation is a matter for "grave public avoid process service which would bring concern? The other reported that criticisms of the police are unwar- advance of the trial of a \$100,000 breach

The presentments were voluntary and were based upon evidence tien through the fact that the defendplaced before both Grand Juries in the investigation of hundreds of complaints made during the past month. Judge Rosalsky, to whom both a subpoena handed to her-is William presentments were made, was puzzled.

However, he was disposed to agree with the presentment which 301 Broadway, and a hig house at No. tended to paint the police situation as alarming. Judge Rosalsky bases Dierrepont street, Brooklyn. his judgment, he says, upon his experience on the bench in the past

the situation and condition of the po-

grave public concern and that immediate

"GEORGE CRAWFORD, Foreman.
"EDMUND R. LYON, Secretary."

When the presentment of the addi-

would suggest that the views of any

other Grand Jury should be communi-

filed and a copy will be sent to the

Rosalsky Agrees It's Bad.

cumulative evidence of the condi-

tion of affairs in our city. I would

like to say to you that from my

experience here on the beach in the

past few months I have come to

the positive conclusion that the

entire police force is demoralized. The men have no confidence in

their superiors. Patrolmen and

You have considered only 500 com

been but that number arrests in prob

mitted. I would suggest that you ap

potnt a committee to confer with the

Grand Jury which has been investigat

Praise a Surprise.

presentment, he said;

Judge Rosalsky was unable to conceal

advise you that the other Grand Jury

o this court has also returned a pre-

Thereupon he read the presentment of

course of action, I don't know what

of the good name of our city," explained

wenty years in this court in the last

Granied." replied Mr. Ash, "but all

hose comincia wice arrested by the

eration by a Special Grand Jury."

he additional Grand Jury.

under pressure.

"Your presentment furnishes

reformation is required.

nember he said:

"Undoubtedly," said the Court. "the men of the Police Department have no confidence in their present entirely from what I see from this ench, is that the entire police force is demoralized. Mayor Gaynor is responsible for the management of the Police Department, and I have recommended the Grand Jury to from prevailing conditions.

Remedy in Policeman Head.

"Police officers are afraid to make arrests unless they are forced to do so, or actually witness the commission of an offense. In my judgment, the remedy is to put an experienced -s man trusted by the rank and

The presentment viewing police con ditions with alarm was made by the additional Grand Jury for April, which handled some 500 complaints. The opposing presentment was made by the regular Grand Jury which handled about half as many complaints, but these complaints were the more important. George Grand Jury and Merwin Ash of the regu-tar Grand Jury.

Criticism in This One. Following is the presentment of the

"We deem it to be our duty as a Grand Jury to inform you that in the examination of witherses in cases before us testimony was given under oath to the effect now stated.

"First-Parts of our city are dangerous because of the lawlessness of roughs and criminals who are not effectively

"Second-Police officers are revited ing police matters and also a committee and sometimes are severely assaulted to confer with the Mayor. United effort while aftempting to perform their duty should be made by the Grand Juries to

temperamental. He may say things Fourth-Police officers do not make use of their clubs when they should do he does not mean, but I believe he is a tow so because they fear their superiors. good man. As taxpayers, it is your company has offered to operate all ex-who, they say, will entertain and prome duty to let him know what your experi-cute unfounded charges of criminals care as grand jurors has laught you. against them, and have done so.

Matter of Grave Concorn. "From the testimony we have heard during the mouth in the course of our Praise a Surpri



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aries, Low Prices, well located and arranged Apartments. Lost Articles, &c.:



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WRIT SERVERS IN HER \$100,000 SUIT

Mrs. Ailen, Intrenched in Hotel, Defies Court to Make Her Testify.

BRUFF'S REPLY UNIQUE.

by Married Plaintiff, Is His Defense.

voy is a tall, handsome, middle-aged woman, Mrs. Elizabeth Regins Allen, who stays behind locked doors, sees no callers and has her meals brought to her rooms, all because she wishes to of promise suit, which she has filed.

Added interest is given to the situa-Jenkins Bruff, President of the Remington Arms Company, with offices at No. In this answer to Mrs. Allen's petition

Mr. Bruff has already set up the unique defense that he never wanted to marry her, and never promised to marry her, lice force of our city is a matter for wanted to, because she was already the wife of another. It was in the hope of questioning Mrs. Allen regarding her supposed husband that Mr. Bruff's lawfrom Supreme Court Justice Kelly in tional Grand Jury had been handed in Brooklyn, an order for an examination Judge Rosalsky asked if the body had of the plaintiff in chambers before the onsiderd any suggestion to be made calling of the action.

to the Mayor. When told that nothing Because the process servers had been of that sort had been offered by any unable to hand Mrs. Allen the necessary Another Grand Jury has already order. But Mr. MacKenzie has not lost taken cognizance of the conditions you hope, and to-day he announced his inlescribe under instructions from Judge tention to secure another order and O'Sullivan. Since that body has this make another effort to reach Mrs. Allen important problem under consideration with the proper notice. In the mean while, Mr. Bruff, who is well known it

ALL NEW SUBWAYS INCLUDED IN OFFER MADE BY B. R.

Company Plans a Real Five-Borough Route.

Col. T. S. Williams, President of the Third-Police officers hesitate to do suggest to the Mayor some plan of ac- Brooklyn Rapid Transit Company, issued

"In response to inquiries concerning "The Mayor's idea that the doing was left to the city.

"Fifth—Storekeepers and residents are away with plain clothes detectives annoyed, faided and despoiled by those roughs and criminals, and fear even to complain against them because they believe the gangs are emboddened by houses, gambling houses and pickpock—believe the gangs are emboddened by the second and the complain against them because they houses, gambling houses and pickpock—believe the gangs are emboddened by houses, gambling houses and pickpock—the seven to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the house, gambling houses and pickpock—the seven to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the suit will be filed without delay, or a retraction will be demanded. In an interview with an Evening world reporter yesterday Flynn said the subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line subway and less than two years to construct the frunk line the lack of police resistance to them ets. Upon the Mayor rests the respon-ble, if the city is so disposed, to have and will take revenge. shellity for the maintenance of law and all those extensions ready for operation. The Evening World has been informed order, and he would no doubt welcome by the time the trunk line subway is that this request was made as long ago completed.

"Of course this does not affect the extensions to existing lines of the ole- he had power to appoint an additional his surprise when the regular Grand vated railroad, which can be constructed

"I presume you limit your reference of members of the uniformed force and electives who made the

ases that have come before you. I beg \$20,000,000 DEMAND BY MADERO IN HIS TERMS FOR PEACE.

variant the Court in suggesting a his terms of peace as follows: That Madero be allowed to name Gov-

Aldeet when it is already under consid. him.

Foreman Merwin Ash, "Now in the the Interior, matter of hold-ups. We found that most

ups from respectable peopel are rare."

To the Police Credit

To t "But," interjected Judge Rosalsky, "I ernment is willing to pay \$15,000,000, it have sent five or six hold-up men to is said. The terms are now being conprison for terms ranging from ten to sidered.

CALL THE KILLING "A VANKEE TRICK."

Sarsaparilla wire arrested by the pelice and successfully prosecuted on pelice and successfully prosecuted on pelice of the credit of the palice. I think the instances you mention are to the credit of the palice. Judge Ersaleky did not dispute this way of rutting the matter. He consecuted himself with saying that the police force was entirely inadequate to profect a city so large and widely scaticated as New York. Twice as many men would be kept busy in satisfactory protection of life and property it his epinion.

WOMAN LOCKS OUT FLYNN BEFORE GRAND JURY; POLICE HEADS IN FRIGHT

Inside Facts of Department's Intrigues on Records of Resigning Deputy Lay Complete Expose Before Inquisitors in Deep Investigation.

The Grand Jury investigating police conditions set apart this afternoon for Second Deputy Commissioner William J. Flynn, arranging to question him at length about things he has said and things he is alleged the standard the group of millionaires, missed from the force to-day by Police to have said. District-Attorney Whitman declared a certainty that the Mauretania for their first visit since conduct unbecoming an officer. volume of information about police affairs now in possession of the society was given a thrill over the dismission results from the same state Grand Jury would be materially increased.

The retiring Deputy Commissioner positively lenied to-day that he millions for the horsenan who had Court, Brooklyn, for the shooting of called the Police Department the "crookedest layout" he ever saw. His driven his way into close touch with ideas about the Police Department and its personnel were incorporated in an interview given to The Evening World yesterday. Nevertheless the Grand Jury planned to closely question Flynn as to his observations statement that he noped the papers during his six months at Headquarters regarding crookedness.

Flynn will leave the Police Department May 7, unless sooner relieved by the Mayor's appointment of his successor. He will then go to names of "Mr. and Mrs. H. Baker." Washington to confer with Chief Wilkie of the Secret Service about his status with that organization.

nected with Police Headquarters.

the Mayor will do no such thing.

Mayor Gaynor has made no reply to

neys Moss and Battle that the Mayor

hands before Deputy Commissione.

Flynn arrived and summoned as a wit-

ess George Le Brun, chief clerk of the

Coroner's office, who submitted the re-

f homicides over 1909. The larges

ne year was 12 per cent. Most of the

increase of 50 per cent, in the nu

1910 increase was in Lomicides

ceive a most careful consideration."

Josiah Stover was also a

Driscoll Sizted to Go.

Commissioner Flynn was sub- off to interested parties by men conpoenaed yesterday afternoon to appear before the Grand Jury this afternoon at 3 o'clock. Since the subpoens was served Mr. Flynn has been quoted as saying that he was not allowed to by continues active. Some of Mayor straighten out things that were off Interference in that respect could only come from an authority higher up, and the only omcials auperior to Flynn in the city government are the Mayor and the Commissioner

District-Attorney Whitman, Assistant District-Attorney Frank Moss and Special Assistant District-Attorney George Gordon Battle were in conference until late last night, arranging a line of questions to be put to Flynn. The conference was continued to-day. It was settled that the Second Deputy Commissioner is to be questioned on every statement attributed to him or to his friends that expected at any time, however, has appeared in the public prints since the announcement of his resignation.

Flynn Will Tell. No doubt exists that Flynn will tell the truth. He has lived in New York all port of homicides in New York his life. During his association with the Secret Service he and his men came into direct contact with police inspecfors, captains, lieutenants and detecives. Flynn went into the Police Department with the records of scores of prominent policemen marked down in his little book, and those records have Every police cantain in New York Coun-been fattened by information he ob-ty submitted to Assistant District-At-torney Moss to-day a list of the rou-

The uneasiness in the Police Depart-ment arises from the fact that police officials who are not strongly bulwarked beand honest records know Flynn has no use for them. There will be keen Deputy Police Commissioner Flynn of and shivery apprehension among such New York had "merely been loaned to until the Grand Jury takes action one way or another on Flynn's information.

Walle Flynn was waiting if the antered by Chief of Secret Service Wilkie.

He said Flynn was entirely out of the service way of the service wilkies. plaints This means that there have Col. Williams Declares the way or another on Flynn's information. Police Commissioner Cropsey entered that he desired to re-enter it.

"If he should care to file and applicaappear before the jury and give some tion, however," said Wilkie, information. It was 4.30 o'clock when the commissioner arrived. He shook hands with Flynn and sat dewn for a | Flynn was shown a copy of the above

Phat with him.

Flynn consulted with his counsel, ing this afternoon. He produced a chat with him relative to instituting a suit for libel relative to instituting a suit for libel

"We are getting anxious

gainst a morning newspaper which

referred to him in a sturring way in

absence expires shortly. to-day's issue. If it is decided by the know about your intention by May 19th, were totally destroyed. lawyer that libel has been committed

the duty of raiding gambling houses. as last February. Mayor Gaynor promised to make a change as soon as his surprise when the regular Grand at once a d operated in connection with for such an appointment is now making the police. Having heard the course is absolutely a five-borough latter.

Shadowed by Spies.

The Grand Jury has information that, at the time Flynn was actively engaged in his crusade on gambling houses, he was constantly shadowed by spies in the pay of gambiers. Flynn tooled these spies by getting his reports from his MEXICO CITY. April 28. - It was stool pigeons outside Headquarters, and "You must appreciate," the Court con- learned here on high authority this at- the fact that he was spled upon would inned, that findings of this character termoon that Gen. Madero had submitted be of no particular interest but for the police end of it .

The outside spies were kept posted oved either Grand Jury to take up this ernors of five States to be designated by from Headquarters, by telephone and ration by a Special Grand Jury."

"We are all good citizens and jealous of the good name of our city," explained for army.

That all chiefs of the rebel army be given corresponding rank in the regular control of this by allowing false information as to his contemplated movements to escape and then sending otherwise, of the plans of the Second ments to escape and then sending That Madero he made Assistant Sec. trusted men to see if the gamblers' of the complaints of hold-ups come from retary of Foreign Relations.

The attention of thieves by their conditions are attention of thieves by their conditions.

The first of Foreign Relations.

That a fair election for the Presidency by the misleading tip at stated times.

The spies never falled to show up. sples would be at the places indicated

tion and their acceptance of invitations to drink and to go to places where they would not go soher. Complaints of holdthe complaint of law officers that con The Gov- templated raids and arrests were tipped

Hoods

SOCIETY WOMAN WHO ELOPED FROM **HUSBAND IS BACK**

Standard Oil Man Returns With English Horseman.

They gave me a pretty tough deal and who told the then," he said, "and I hope that they will be more lement this trip.

New York society was shocked during OIL SOAKED MATTRESSES the latter part of December, 1997, when it became known that Mrs. Dieterich The report that First Deputy Comhad eloped. It was known that she missioner Driscoll is slated to go shorthad gone to the Hotel Chelses in West Twenty-third street about Dec. 2, with proposition that the Mayor can nullify a woman who was registered as "Mias the effect of the uproar created by Warren," and that Brenchley and her-Flynn's resignation by cleaning out self were registered at the hotel as "Mr. ropsey and Driscoll, appointing Flynn Commissioner and publicly instructing same name, they took passage on the him to handle the Police Department Bluecher of the Hamburg-American without fear or favor along police line, which sailed Dec. 7. lines. But it can be safely stated that

For days the young husband dented that his wife had cloped. He declined assertions of District-Attorney Whitman and Assistant District-Attorold a falsehood when he spoke of having informed the Grand Jury that proceeded to get a divorce. The pa- safety Flynn had resigned or was going to esign. A letter from the Mayor is The Grand Jury had some time on its

DETECTIVE BURNS MAKES A DENIAL.

CHICAGO, April 28 - The statement placing dynamite after he agreed to supply me with all the details of the plots he was supposed to be carrying out, is a most outrageous tie," said Detective William J. Burns this aftern when told of a statement to that effect given out in Los Angeles. beries reported in his precinct in the

past two months. Mr. Moss's clerks will prepare and tabulate the list for the records of the Grand Jury. "I never in my life saw McManigal Detroit. On that date I shadowed WASHINGTON, April 28. - Reports that but maturall, didn't speak to him. McManigal was a Burns's detective, I don't do ousiness that way.

> Scenery on a Truck Burns. "it will re- ery and theatre property which belonged

dispatch at the Criminal Courts Studds the scenery from one storeliouse to an-ing this afternoon. He produced a other and was left standing near a letter of recent date from Chief Wilkie switch of the New York Central. Sparks from an engine started the fire. When the firemen arrived the only thing saved was a papier mache leg of a woman. Tights, costumes of all sorts and scenery

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dwell on the richaed checolate caramels
you ever ate fairly bursting with dairy
cream, smothered in blankels of perfect chocolate cream, your
palate will order your hands. 25c

M'GRATH FIRED FROM "FINEST"

Millionaire Wife Who Left Commissioner Cropsey Also Dismisses Policeman Sherry From the Force.

Policeman Matthew J. McGrath of the was still the wife of the second greatest hammer thrower ment plan that is practical and came back from Europe to-day on the Commissioner Cropsey upon charges of stories of their flight. The woman, who of facts that was developed at the releft her husband, her girl boby and cent trial of McGrath in the Supreme George Walker, a clerk for the telecharge of felonious assault.

would treat him more kindly than they Policeman William A. Sherry of the had when he went away in 1957 with the Rockaway Beach station, who appeared fich wife of a rich man, under the ship before the Commissioner upon the of the men on the force had been made cowards by his regime.

FOUND BY FIREMEN.

Lessee of Apartment in Hospital and His Wife Out, With Doors

soaged mattress and another fire blaz-

said that his wife had gone out for the After pulting out the fire the firement

on were left to await the return

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DIED. . BOLAND.—On April 26th, JOHANNA, mathor of Kathryn A. Boland. Fuherat Saturday at 5.30 A.M. from residence of her sister, Mrs. B. Corri-gal, 168 Amsterdam av, Requisin mass Hojs Name Church, 96th st. and Am-sterdam av.

Eight Hour Day for Postal Men WASHINGTON, April 28.-Repres ative Relly of Connecticut has Miroworkday for muil carriers and clerkin first and second-class post-offices a limit of ten consecutive hours, and for pro rata compensation for all wor in excess of eight hours a day. It was referred to the Committee on Pos-Offices and Post Roads.

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